IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.A.ABDUL GAFOOR
&
THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 9TH JANUARY 2007 / 19TH PAUSHA 1928

WA.No. 52 of 2007

AGAINST THE JUDGEMENT IN WPC.30677/2005 Dated 13/10/2006

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APPELLANT: PETITIONERS 1,3,4,6,7,8,9 & 11 TO 15 & 18 RESPECT

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1. SASIDHARAN P, S/O. RAMAN NAIR,
KASHAYA ASSISTANT (ON DAILY WAGES)
VAIDYARATNAM P.S. WARRIER AYURVEDA HOSPITAL,
EDARIKODE P.O. KOTTAKKAL,

2. SAMESH V., S/O. NARAYANAN AIR,
KITCHEN ASSISTANT (ON DAILY WAGES)
-DO-

3. DEVADAS R, S/O. RAJAYAN,
ATTENDER (ON DAILY WAGES),
-DO-

4. JYOTHINATHAN C.,
S/O. LATE GOPALAN NAIR,
KASHAYA SERVANT (ON DAILY WAGES),
-DO-

5. KAVITHA, D/O. PRAMESWARAN,
SWEEPER (ON DAILY WAGES),
-DO-

6. HARIDASAN K,S/O. CHANGARA,
SANITARY WORKER (ON DAILY WAGES)
-DO-

7. VIJAYAN, S/O. RADHAKRISHNAN,
SWEEPER (ON DAILY WAGES)
-DO-

8. SAVITHRI, D/O.CHOY,
SWEEPER (ON DAILY WAGES),
-DO-

9. CHINNA K., D/O. THAMPY,

SWEEPER (ON DAILY WAGES),
-DO-

10. PUSHPALATHA P.V., D/O. GOPALAN,
SWEEPER (ON DAILY WAGES),
-DO-

11. SUMATHY C., D/O. APPUNNY,
DHOBY (ON DAILY WAGES),
-DO-

12. K.T.GOPAKUMARAN,
S/O. VASUDEVA PANICKER,
PHARMACY ATTENDER, (ON DAILY WAGES),
-DO-

13. C.P. MURALEEDHARAN,
S/O. CHOYKUTTY, WATCH MAN (ON DAILY WAGES)
-DO-

BY ADV. SRI.P.R.RAMACHANDRA MENON

RESPONDENTS: RESPONDENTS
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1. KERALA AYURVEDA STUDIES AND RESEARCH SOCIETY, EDARIKODE P.O. KOTTAKKAL, REP. BY ITS EXECUTIVE DIRECTOR.

2. PRINCIPAL, VAIDYARATNAM P.S. WARRIER, AYURVEDA COLLEGE, KOTTAKKAL, EDARIKODE P.O. MALAPPURAM DT.

3. SUPERINTENDENT, VAIDYARATNAM P.S.WARRIER, AYURVEDA COLLEGE HOSPITAL, KOTTAKKAL, EDARIKODE P.O. MALAPPURAM DT.

4. STATE OF KERALA, REP. BY THE CHIEF SECRETARY TO THE GOVT. GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER MR. SANDESH RAJA

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 09/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.A.ABDUL GAFOOR & K.R. UDAYABHANU, JJ.

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W.A.NO. 52 OF 2007

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DATED THIS THE 9TH DAY OF JANUARY 2007

JUDGMENT

Abdul Gafoor,J.

Admittedly the writ appellants are casual employees. They approached this Court seeking regularisation of their appointment. The learned single Judge had shown indulgence to them that their services should not be terminated till the vacancies are being filled up either from the candidates sponsored by the Employment Exchange or from the open recruitment. That is sufficient relief for casual employees. They cannot anyhow seek regularisation in the light of the recent Constitution Bench decision of the Supreme Court reported in Secretary, State of Karnataka & others. v. Umadevi and others [(2006)4 SCC 1]. The writ appeal is closed accordingly.

Sd/-
K.A.ABDUL GAFOOR
JUDGE

Sd/-
ks. **K.R.UDAYABHANU,**
JUDGE